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JON M. HUNTSMAN, JR.
Governor

GARY R. HERBERT
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil Gas and Mining

JOHN R. BAZA
Division Director

July 12, 2007

Patrick Collins, Resident Agent
Mt. Nebo Scientific
P.O. Box 337
Springville, Utah 84663

Subject: 2006 Midterm Permit Review, Nevada Electric Investment Company, Wellington Prep Plant, C/007/0012, Task ID #2621

Dear Mr. Collins:

The Division has completed the initial Midterm Permit Review for the Wellington Prep Plant. The Division has identified several deficiencies that must be addressed satisfactorily before the Division can find that the requirements of the R645 Coal Mining Rules have been met and approve the amendment. Those deficiencies are listed as an attachment to this letter.

Each deficiency identifies its author by that author's initials in brackets so that your staff can directly communicate with that individual relative to the preparation of your response to a particular deficiency.

[PWB] Priscilla Burton (435) 613-1146 Ext. 207
[WHW] Wayne H. Western (801) 538-6263

Please respond to these deficiencies as soon as possible, but no later than August 17, 2007, so that we may efficiently complete this midterm permit review.

Sincerely

Pam Grubaugh-Littig
Permit Supervisor

Attachment
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Deficiency List
Task No. 2621
Wellington Prep Plant
2006 Midterm Permit Review

R645-301-830.120, R645-301-830.130 and R645-301-830.140, The Permittee must provide detailed vegetation cost estimates based on the approved mining and reclamation plan. The current reclamation cost estimate is based on one seed mixture when there are four in the MRP and one reclamation method when there are seven listed in the MRP. [WHW]

R645-301-515.320, Although the Preparation Plant buildings on the west side of the site were removed in 1997 and the COVOL site on the east side of the Wellington Preparation Plant has been idle since 1999, and was reclaimed in 2004, the Division has not received a notice of intention to cease or abandon operations such as that described in Sec 5.15 of the MRP and required by R645-301-515.320. The Permittee must submit to the Division a temporary cessation notice describing the extent and kind of reclamation accomplished to date. [PWB]